

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

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**SAMSUNG ELECTRONICS AMERICA INC,**

**AFFIDAVIT OF SERVICE**

**Plaintiff,**

**Index No.: 08-CIV-6822.**

**-against-**

**BROADWAY PHOTO LLC.,**

**Defendant,**  
-----X

STATE OF NEW YORK     )  
                                          ) ss:  
COUNTY OF NEW YORK    )

**JAMES POLLINA**, being duly sworn, deposes and says:

1. I am over 18 years of age, and not a party to this proceeding and reside in Staten Island, New York.

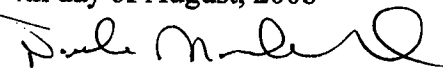
2. I am employed US Processing Services, Inc., 11 Park Place, Suite 1512, New York, New York 10007.

3. On July 31, 2008, at approximately 2:50 p.m., I served a true, complete and accurate copy of the SUMMONS AND COMPLAINT, SAMSUNG ELECTRONICS AMERICA, INC.'S RULE 7.1 DISCLOSURE STATEMENT AND THE CIVIL COVER SHEET, in the above captioned action upon the Defendant named therein by delivery of same personally to a Mr. "John" Fargis, who admitted being a member/owner of the Defendant, at his actual place of business, 337 E 89th Street, Brooklyn, New York 11236. Upon gaining admittance to said location, I was directed to and met Mr. Fargis and delivered the documents directly into his possession.

4. Mr. Fargis may be described at a white male with gray hair, a beard, approximately 51-65 years of age, 200-250 pounds, standing approximately 5.5-6 feet tall.

  
\_\_\_\_\_  
**JAMES POLLINA**  
**Lic.# 1266221**

Sworn to before me this  
4th day of August, 2008

  
\_\_\_\_\_  
**NOTARY PUBLIC**  
NICOLE MANDRACHIO  
Notary Public, State of New York  
No. 01MA5085346  
Qualified in Kings County  
Commission Expires 11/5/09

AO 440 (Rev. 8/01) Summons in a Civil Action

UNITED STATES DISTRICT COURT

Southern

District of

New York

SAMSUNG ELECTRONICS AMERICA, INC.

V.

BROADWAY PHOTO LLC

SUMMONS IN A CIVIL ACTION

08 CIV 6822!  
CASE NUMBER:

TO: (Name and address of Defendant)

Broadway Photo LLC  
337 E. 89th Street  
Brooklyn, NY 11236

**YOU ARE HEREBY SUMMONED** and required to serve on PLAINTIFF'S ATTORNEY (name and address)

Edward Meilman, Esq.  
Richard LaCava, Esq.  
Peter Lambrianakos, Esq.  
DICKSTEIN SHAPIRO LLP  
1177 Avenue of the Americas  
New York, NY 10036

an answer to the complaint which is served on you with this summons, within twenty (20) days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

JUL 30 2008

**J. MICHAEL McMAHON**

CLERK

DATE

(By) *[Signature]*  
DEPUTY CLERK